

SENATE BILL 2609

By Burks

AN ACT to amend Tennessee Code Annotated, Title 63, Chapter 9 and Title 63, Chapter 6, relative to the reporting of unauthorized acts or criminal offenses within a medical practice.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 63, Chapter 6, Part 2, is amended to add a new section to read as follows:

63-6-242.

(a) Any medical doctor licensed pursuant to this chapter who has reason to believe that an employee or contractor of the doctor or the doctor's firm, partnership or corporation has used the doctor's federal drug enforcement administration (DEA) registration number without authorization to write prescriptions may make a report to a law enforcement agency.

(b) Any medical doctor, firm, partnership, or corporation making a report pursuant to subsection (a) shall be presumed to be acting in good faith and shall thereby be immune from any liability, civil or criminal, that might otherwise be incurred or imposed including administrative actions for licensure revocation.

SECTION 2. Tennessee Code Annotated, Title 63, Chapter 9, Part 1, is amended to add a new section to read as follows:

63-9-119.

(a) Any osteopathic physician licensed pursuant to this chapter who has reason to believe that an employee or contractor of the physician or the physician's firm, partnership or corporation has used the physician's federal drug enforcement

administration (DEA) registration number without authorization to write prescriptions may make a report to a law enforcement agency.

(b) Any osteopathic physician, firm, partnership, or corporation making a report pursuant to subsection (a) shall be presumed to be acting in good faith and shall thereby be immune from any liability, civil or criminal, that might otherwise be incurred or imposed including administrative actions for licensure revocation.

SECTION 3. This act shall take effect on becoming law, the public welfare requiring it.